



GAU 1638

Box 580

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Resp 4/11/01

### Mailing Certification

I certify that I am depositing this paper pursuant to 37 CFR §1.8 with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner of Patents and Trademarks, Washington DC 20231 on June 1, 2001.

Alana Fredericks

Docket #1637

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

JOBLING et al.

Serial No. 09/297,703

Filed: July 19, 1999

For: IMPROVEMENTS IN OR RELATING TO  
STARCH CONTENT OF PLANTS

Group Art Unit: 1638

Examiner: Kubelik, A.

**RECEIVED**

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### RESPONSE TO NOTICE TO COMPLY under 37 CFR §1.82-1.825

Commissioner of Patents and Trademarks  
Washington, D.C. 20231

Sir:

This is a response to the notice to comply with requirements for patent applications containing nucleotide sequence and/or amino acid sequence disclosures mailed 7 May 2001.

Applicants respectfully request the enclosed sequence listing in computer readable form and the corresponding paper copy for the above-referenced case be made of record. The content of the paper and computer readable copies are the same as, and include no matter beyond, the disclosure filed in the international application.

Respectfully submitted,

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31 May 2001



## Notice to Comply

Application No.

09/297,703

Examiner

Anne R. Kubelik,

Applicant(s)

JOBLING ET AL.

Art Unit

1638

### NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

Applicant must file the items indicated below within the time period set the Office action to which the Notice is attached to avoid abandonment under 35 U.S.C. § 133 (extensions of time may be obtained under the provisions of 37 CFR 1.136(a)).

The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 C.F.R. 1.821 - 1.825 for the following reason(s):

- ☒ 1. This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998).
- ☐ 2. This application does not contain, as a separate part of the disclosure on paper copy, a "Sequence Listing" as required by 37 C.F.R. 1.821(c).
- ☐ 3. A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e).
- ☒ 4. A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing."
- ☐ 5. The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A Substitute computer readable form must be submitted as required by 37 C.F.R. 1.825(d).
- ☐ 6. The paper copy of the "Sequence Listing" is not the same as the computer readable form of the "Sequence Listing" as required by 37 C.F.R. 1.821(e).
- ☐ 7. Other:

#### Applicant Must Provide:

- ☒ An initial or substitute computer readable form (CRF) copy of the "Sequence Listing".
- ☒ An initial or substitute paper copy of the "Sequence Listing", as well as an amendment directing its entry into the specification.
- ☒ A statement that the content of the paper and computer readable copies are the same and, where applicable, include no new matter, as required by 37 C.F.R. 1.821(e) or 1.821(f) or 1.821(g) or 1.825(b) or 1.825(d).

For questions regarding compliance to these requirements, please contact:

For Rules Interpretation, call (703) 308-4216

For CRF Submission Help, call (703) 308-4212

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